

REFERENCE TITLE: voter identification; valid driver license

State of Arizona
Senate
Forty-eighth Legislature
First Regular Session
2007

SB 1211

Introduced by
Senator Miranda

AN ACT

AMENDING SECTION 16-579, ARIZONA REVISED STATUTES, AS AMENDED BY 2004 PROPOSITION 200, SECTION 5; REPEALING SECTION 16-579, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2003, CHAPTER 260, SECTION 18; RELATING TO POLLING PLACE PROCEDURES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Subject to the requirements of article IV, part 1, section
3 1, Constitution of Arizona, section 16-579, Arizona Revised Statutes, as
4 amended by 2004 proposition 200, section 5, is amended to read:

5 16-579. Procedure for obtaining ballot by elector

6 A. Every qualified elector, before receiving ~~his~~ A ballot, shall
7 announce ~~his~~ THE ELECTOR'S name and place of residence in a clear, audible
8 tone of voice to the election official in charge of the signature roster or
9 present ~~his~~ THE ELECTOR'S name and residence in writing and shall present one
10 form of identification that bears the name, address and photograph of the
11 elector or two different forms of identification that bear the name and
12 address of the elector. If the name is found upon the precinct register by
13 the election officer having charge thereof, or the qualified elector presents
14 a certificate from the county recorder showing that ~~he~~ THE ELECTOR is
15 entitled by law to vote in the precinct, the election official in charge of
16 the signature roster shall repeat the name and the qualified elector shall be
17 allowed within the voting area. A DRIVER LICENSE THAT IS ISSUED BY THIS
18 STATE AND THAT IS NOT EXPIRED CONSTITUTES PROPER IDENTIFICATION WITHOUT
19 REGARD TO WHETHER THE ADDRESS SHOWN ON THE DRIVER LICENSE MATCHES THE VOTER'S
20 ADDRESS ON THE SIGNATURE ROSTER OR PRECINCT REGISTER.

21 B. IF A STATEWIDE VOTER REGISTRATION DATABASE IS NOT YET OPERATIONAL,
22 FOR ANY PERSON WHO HAS REGISTERED TO VOTE BY MAIL FOR THE FIRST TIME IN THIS
23 STATE AFTER JANUARY 1, 2003 OR WHO IS REREGRISTERING BY MAIL AFTER JANUARY 1,
24 2003 AFTER MOVING FROM ONE COUNTY TO ANOTHER COUNTY IN THIS STATE, THE PERSON
25 SHALL COMPLY WITH THE FOLLOWING IN ORDER TO BE ISSUED A BALLOT:

26 1. THE PERSON SHALL PRESENT EITHER ONE OF THE FOLLOWING:

27 (a) A CURRENT FORM OF IDENTIFICATION THAT BEARS A PHOTOGRAPH OF THE
28 PERSON AND THE NAME OF THE PERSON.

29 (b) A CURRENT UTILITY BILL, BANK STATEMENT, PAYCHECK, GOVERNMENT
30 ISSUED CHECK OR OTHER GOVERNMENT DOCUMENT THAT SHOWS THE NAME AND
31 REGISTRATION ADDRESS OF THE PERSON.

32 2. IF THE PERSON DOES NOT PRESENT A DOCUMENT THAT COMPLIES WITH
33 PARAGRAPH 1, THE PERSON IS ONLY ELIGIBLE TO VOTE A PROVISIONAL BALLOT AS
34 PRESCRIBED BY SECTION 16-584.

35 3. THIS SUBSECTION DOES NOT APPLY AND A PERSON MAY BE ISSUED A BALLOT
36 IF THE PERSON IS LISTED AS HAVING PRESENTED A DOCUMENT THAT COMPLIES WITH
37 PARAGRAPH 1 AT THE TIME THE PERSON REGISTERED TO VOTE OR IF A STATEWIDE VOTER
38 REGISTRATION DATABASE IS OPERATIONAL.

39 B. C. Any qualified elector who is listed as having applied for an
40 early ballot but who states that ~~he~~ THE ELECTOR has not voted and will not
41 vote an early ballot for this election or surrenders the early ballot to the
42 precinct inspector on election day shall be allowed to vote pursuant to the
43 procedure set forth in section 16-584.

1 ~~C.~~ D. Each qualified elector's name shall be numbered consecutively
2 by the clerks, with the number upon the stub of the ballot delivered to ~~him~~
3 THE ELECTOR, and in the order of applications for ballots. The election
4 judge having charge of the ballots shall also write ~~his~~ THE ELECTOR'S
5 initials upon the stub and the number of the qualified elector as it appears
6 upon the precinct register. The judge shall give the qualified elector only
7 one ballot, and ~~his~~ THE ELECTOR'S name shall be immediately checked on the
8 precinct register.

9 ~~D.~~ E. Each qualified elector shall sign ~~his~~ THE ELECTOR'S name in the
10 signature roster prior to receiving ~~his~~ A ballot, but an inspector or judge
11 may sign the roster for an elector who is unable to sign because of physical
12 disability, and in that event the name of the elector shall be written with
13 red ink, and no attestation or other proof shall be necessary. The
14 provisions of this subsection relating to signing the signature roster shall
15 not apply to electors casting a ballot using early voting procedures.

16 ~~E.~~ F. A person offering to vote at a special district election for
17 which no special district register has been supplied shall sign an affidavit
18 stating ~~his~~ THE PERSON'S address and that ~~he~~ THE PERSON resides within the
19 district boundaries or proposed district boundaries and swearing that ~~he~~ THE
20 PERSON is a qualified elector and has not already voted at the election being
21 held.

22 Sec. 2. Repeal

23 Section 16-579, Arizona Revised Statutes, as amended by Laws 2003,
24 chapter 260, section 18, is repealed.

25 Sec. 3. Requirements for enactment: three-fourths vote

26 Pursuant to article IV, part 1, section 1, Constitution of Arizona,
27 section 1 of this act is effective only on the affirmative vote of at least
28 three-fourths of the members of each house of the legislature.